



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Adopt Resolutions Authorizing the Lodi Police Department to Participate in a Selective Traffic Enforcement Program Grant and Traffic Initiative Grant Funded by the Office of Traffic Safety and Appropriating Funds (\$182,750)

**MEETING DATE:** November 7, 2012

**PREPARED BY:** Chief of Police

**RECOMMENDED ACTION:** Adopt resolutions authorizing the Lodi Police Department to participate in a Selective Traffic Enforcement Program Grant and Traffic Initiative Grant funded by the Office of Traffic Safety and appropriating funds (\$182,750).

**BACKGROUND INFORMATION:** Lodi has a significant problem with alcohol and speed-related fatal and injury collisions, including those involving pedestrians, bicyclists, hit-and-run drivers, and motorcyclists. Statistics from the State Office of Traffic Safety (OTS) bear this out.

By adopting these resolutions, the Police Department will be eligible to receive \$182,750 in grant funding from the OTS to develop and implement a comprehensive traffic safety enforcement program to reduce fatal and injury collisions where the primary collision factor is driving under the influence (DUI) or speed. The project will also work to reduce motorcycle involved fatal and injury collisions as well as bicycle/pedestrian involved collisions.

The OTS develops rankings based on the Statewide Integrated Traffic Records System data for collisions reported by agencies other than the California Highway Patrol. The most recent available rankings are for 2010. Lodi is one of 103 California municipalities in the 50,000-to-100,000 population category.

According to the 2010 OTS rankings, with one representing the highest number of victims/collisions and 103 the lowest, Lodi ranked 37<sup>th</sup> in total fatal and injury collisions. In addition, the City was 38<sup>th</sup> in alcohol-involved collisions, 74<sup>th</sup> in drivers ages 21 to 34 who had been drinking, 58<sup>th</sup> in motorcycle collisions, 23<sup>rd</sup> in nighttime collisions (9 p.m. to 3 a.m.), 14<sup>th</sup> in hit-and-runs, 22<sup>nd</sup> in collisions involving pedestrians, 10<sup>th</sup> in collisions involving pedestrians under 15 years of age, and 33<sup>rd</sup> in collisions involving bicyclists. Lodi Police Officers made 244 DUI arrests in 2010, ranking 66<sup>th</sup> out of 103 municipalities. Only 21 municipalities in our category had more arrests.

These figures represent an improvement over the previous year, when Lodi ranked 35<sup>th</sup> in total fatal and injury collisions, and 11<sup>th</sup> in collisions involving driver's ages 21 to 34 that had been drinking. In addition, our officers made 270 driving-under-the-influence arrests between January 1, 2011 and September 29, 2011, compared to 239 in the same period in 2010.

APPROVED:

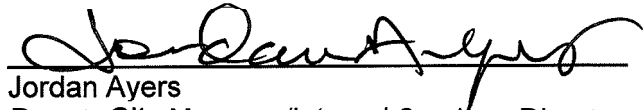
Konradt Bartlam, City Manager

To address DUI, the Police Department will deploy existing officers on weekend and holiday evenings for DUI saturation enforcement and will conduct 12 DUI checkpoints during the grant period. The grant includes motorcycle saturation enforcement, bicycle/pedestrian enforcement as well general traffic safety enforcement. To address hit-and-run collisions, the Police Department will conduct driver's license checkpoints at all DUI checkpoints.

With Council approval, the City of Lodi and State of California OTS will enter into an agreement that provides \$182,750 to the City to fund enhanced enforcement, grant required training, and the purchase of related materials and equipment. .

**FISCAL IMPACT:** This grant will allow the City to conduct needed education and enforcement without using General Fund dollars.

**FUNDING AVAILABLE:** 2012/2013 DUI Selective Traffic Enforcement Program Grant (236018)  
2012/2013 DUI Enforcement and Awareness Grant (236018)

  
Jordan Ayers  
Deputy City Manager/Internal Services Director

  
Mark Helms  
Chief of Police

MH/CJ/pjt

Prepared by: Sergeant David Griffin

cc: City Attorney

**COPY**

<b>2. NAME OF APPLICANT AGENCY</b> City of Lodi		<b>4. GRANT PERIOD</b>	
<b>3. AGENCY UNIT TO HANDLE GRANT</b> Police Department		From: 10/1/2012 To: 9/30/2013	

**6. FEDERAL FUNDS ALLOCATED UNDER THIS AGREEMENT SHALL NOT EXCEED: \$90,000.00**

The parties agree to comply with the terms and conditions of the following which are by this reference made a part of the Agreement:

- Page 2 (OTS-38a)
- Schedule A (OTS-38h) – Problem Statement, Goals and Objectives and Method of Procedure
- Schedule B (OTS-38d) – Detailed Budget Estimate and Sub-Budget Estimate (if applicable)
- Schedule B-1 (OTS-38f) – Budget Narrative and Sub-Budget Narrative (if applicable)
- Schedule C (OTS-38g) – Quarterly Evaluation Data Form (if applicable)
- Exhibit A – Federal Certifications and Assurances
- Exhibit B\* - OTS Grant Program Manual

\*Items shown with an asterisk (\*), are hereby incorporated by reference and made a part of this agreement as if attached hereto. These documents can be viewed at: [www.ots.ca.gov/Grants/Grant\\_Administration/Program\\_Manual.asp](http://www.ots.ca.gov/Grants/Grant_Administration/Program_Manual.asp).

We, the officials named below, hereby swear under penalty of perjury under the laws of the State of California that we are duly authorized to legally bind the Grant recipient to the above described Grant terms and conditions.

**APPROVAL SIGNATURES**

<b>A. GRANT DIRECTOR</b>		<b>B. AUTHORIZING OFFICIAL OF APPLICANT AGENCY</b>	
<b>NAME:</b> Chris Jacobson	<b>PHONE:</b> 209-333-5517	<b>NAME:</b> Konradt Bartlam	<b>PHONE:</b> 209-333-6700
<b>TITLE:</b> Police Lieutenant	<b>FAX:</b> 209-333-6792	<b>TITLE:</b> City Manager	<b>FAX:</b> 209-333-6807
<b>ADDRESS:</b> 215 W. Elm Street Lodi, CA 95240		<b>ADDRESS:</b> 221 W. Pine Street Lodi, CA 95240	
<b>E-MAIL:</b> cjacobson@pd.lodi.gov		<b>E-MAIL:</b> rbartlam@lodi.gov	
_____ (Signature)		_____ (Signature)	
_____ (Date)		10-3-12 (Date)	
<b>C. FISCAL OR ACCOUNTING OFFICIAL</b>		<b>D. OFFICE AUTHORIZED TO RECEIVE PAYMENTS</b>	
<b>NAME:</b> Ruby Paiste	<b>PHONE:</b> 209-333-2591	<b>NAME:</b> Finance Department	
<b>TITLE:</b> Finance Manager	<b>FAX:</b> 209-333-6795	<b>ADDRESS:</b> 310 W. Elm Street Lodi, CA 95240	
<b>ADDRESS:</b> 310 W. Elm Street Lodi, CA 95240			
<b>E-MAIL:</b> rpaiste@lodi.gov			
_____ (Signature)			
10-3-12 (Date)			

**GRANTS MADE EASY – STEP  
(Overtime)**

**SCHEDULE A  
Grant No. PT1357  
Page 1**

**GRANT DESCRIPTION**

**PROBLEM STATEMENT**

In 2010, California's traffic fatalities decreased 11.9 percent (3,081 vs. 2,715) –reaching their lowest level since the federal government began recording traffic fatalities in 1975. California 2009 Mileage Death Rate (MDR) – fatalities per 100 million miles traveled is 0.95, and marks the first time California has been below 1.0. California is much better than the national 1.14 MDR. Although the fatality rates have dropped for four consecutive years (2007-2010), total fatalities are projected to be up 3.5% in 2011.

Alcohol-impaired driving fatalities (fatalities in crashes involving a driver or motorcycle rider (operator) with a blood alcohol concentration (BAC) of 0.08 grams per deciliter (g/dL) or greater) dropped by 14.4 percent from 1,224 in 2009 to 791 in 2010. The 2010 figure is the lowest DUI death total ever. As a percent of total fatalities, alcohol-impaired fatalities decreased from 30 percent in 2009 to 29 percent in 2010. Unfortunately, this number has remained virtually unchanged in the past five years and DUI arrests have dropped in 2010 to 195,879 as compared to 208,531 in 2009. The 2010 DUI arrest figure represents more DUI arrests than any year between 1997-2005.

For the second year in row, OTS commissioned an observational survey of cell phone use by drivers within the state, looking for hand-held and hands-free talking as well as texting and other use of mobile devices while driving. The overall rate was 10.8 percent of drivers on the road using cell phones at any given daylight time, up from 7.3 percent in 2012. Although observed cell phone use increases were seen across all age groups, 16 to 25 year olds showed a dramatic rise, doubling from 9 percent to 18 percent.

The problem of drugged driving continues to rise. Based on data from the National Highway Traffic Safety Administration, 30 percent of all drivers who were killed in motor vehicle crashes in California in 2010 tested positive for legal and/or illegal drugs, a percentage that has been increasing since 2006.

Motorcycle fatalities decreased 10.7 percent from 394 in 2009 to 352 in 2010, but projections indicated over 300 motorcyclists were killed in 2011.

**GRANTS MADE EASY – STEP  
(Overtime)**

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**GRANT DESCRIPTION**

**Primary Collision Factor:** Over the years, approximately 60 to 75 percent of fatal and injury-combined collisions involved various Primary Collision Factors (PCF) such as, DUI, speed, right-of-way, traffic signals and signs, pedestrian violations, and improper turning.

Statewide Primary Collision Factors	2010	
	Fatal	Injury
1. Improper Turning	512	21,764
2. Driving Under the Influence	4701	12,477
4. Traffic Signals & Signs	362	5,460
5. Right of Way	167	24,897
<b>Total</b>	<b>1,905</b>	<b>113,597</b>
<b>Total Fatal and Injury Collisions</b>	<b>162,5691</b>	

Using local data (not OTS Rankings or SWITRS), complete the table below.

Collision Type	2009				2010				2011			
	Collisions		Victims		Collisions		Victims		Collisions		Victims	
Fatal	1		1		2		2		1		1	
Injury	156		202		193		253		241		320	
	Fatal	Injury	Killed	Injured	Fatal	Injury	Killed	Injured	Fatal	Injury	Killed	Injured
Alcohol Involved	0	18	0	25	1	23	1	26	0	24	0	30
Hit & Run	0	14	0	21	0	29	0	33	0	18	0	34
Nighttime (100-0259 hours)	1	20	1	30	0	26	0	29	1	22	1	34
<b>Top 3 Primary Collision Factors</b>									<b>Fatal</b>	<b>Injury</b>	<b>Killed</b>	<b>Injured</b>
1	22350 CVC-Speed								1	39	1	67
1	22107 CVC-Unsafe Turning Movement								0	8	0	9
3	21801(a) CVC-Left Turn or U-turn								0	14	0	19

GRANTS MADE EASY – STEP  
(Overtime)

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GRANT DESCRIPTION

**OFFICE OF TRAFFIC SAFETY - 2010 RANKINGS**

The OTS Rankings provide individual cities a way to compare their city's traffic safety statistics to those of other cities with similar-sized populations. Cities can use these comparisons to see what traffic safety areas they may have problems in and which they were doing well in. Identifying emerging or on-going traffic safety problem areas help cities plan how to combat the problems. It should be noted that OTS rankings are only indicators of potential problems; there are many factors that may either understate or overstate a city/county ranking that must be evaluated based on local circumstances.

The OTS Rankings are determined by the following: (1) Victim and collision data for the rankings is taken from the latest available California Highway Patrol (CHP) Statewide Integrated Traffic Records System (SWITRS) data; (2) Victim and collision rankings are based on rates of victims killed and injured or fatal and injury collisions per "1,000 daily-vehicle-miles-of-travel" (Caltrans data) and per "1,000 average population" (Department of Finance data) figures. This more accurately ensures proper weighting and comparisons when populations and daily vehicle miles traveled vary; (3) DUI arrest totals and rankings are calculated for cities only and are based on rates of non-CHP DUI arrests (Department of Justice data). This is so that local jurisdictions can see how their own efforts are working; and (4) Counties are assigned statewide rankings, while cities are assigned population group rankings.

NOTE: City rankings are for incorporated cities only. County Rankings include all roads – state, county and local – and all jurisdictions – CHP, Sheriff, and Police.

AGENCY	NCIC	COUNTY	GROUP	POPULATION (AVG)	DVMT
Lodi	3902	SAN JOAQUIN COUNTY	C	62,284	524,033

<u>TYPE OF COLLISION</u>	VICTIMS KILLED AND INJURED	RANKING BY DAILY VEHICLE MILES TRAVELED	RANKING BY AVERAGE POPULATION
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Total Fatal and	255	31/103	37/103
Alcohol	27	31/103	38/103
HBD Driver	3	32/103	38/103
HBD Driver 21-	4	66/103	74/103
Motorcyclists	7	48/103	58/103
Pedestrians _____	24	20/103	22/103
Pedestrians	8	9/103	10/103
Pedestrians	2	36/103	43/103
Bicyclists _____	24	26/103	33/103
Bicyclists	2	63/103	70/103
Composite		27/103	32/103

COLLISIONS

Speed	34	46/103	55/103
Nighttime _____	26	17/103	23/103
Hit and	29	9/103	7/103

DUI ARRESTS	244	0.65 %	66/103
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**GRANTS MADE EASY – STEP  
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**GRANT DESCRIPTION**

**PERFORMANCE MEASURES**

**GRANT GOALS**

1. To reduce the number of persons killed in traffic collisions.
2. To reduce the number of persons injured in traffic collisions.
3. To reduce the number of persons killed in alcohol-involved collisions.
4. To reduce the number of persons injured in alcohol-involved collisions.
5. To reduce the number of persons killed in drug-involved collisions.
6. To reduce the number of persons injured in drug-involved collisions.
7. To reduce the number of motorcyclists killed in traffic collisions.
8. To reduce the number of motorcyclists injured in traffic collisions.
9. To reduce the number of motorcyclists killed in alcohol-involved collisions.
10. To reduce the number of motorcyclists injured in alcohol-involved collisions.
11. To reduce hit & run fatal collisions.
12. To reduce hit & run injury collisions.
13. To reduce nighttime (2100 – 0259 hours) fatal collisions.
14. To reduce nighttime (2100 – 0259 hours) injury collisions.

**GRANT OBJECTIVES**

- To issue a press release announcing the kick-off of the grant by November 15 of the first grant year. The press releases and media advisories, alerts, and materials should be emailed to the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov), and copied to your OTS Coordinator, for approval 14 days prior to the issuance date of the release.
- To include, when appropriate, that an at fault driver was suspected of or was in fact drug impaired (if possible not the drug involved, e.g., marijuana, prescription drugs, etc.) when reporting to the media the details from a crash or crash investigation.
- To send all grant-related activity press releases, media advisories, alerts and general public materials to the OTS Public Information Officer (PIO) at [pio@ots.ca.gov](mailto:pio@ots.ca.gov), with a copy to your OTS Coordinator. If an OTS template-based press release is used, the OTS PIO and Coordinator should be copied when the release is distributed to the press. If an OTS template is not used, or is substantially changed a draft press release should first be sent to the OTS PIO for approval. Drafts should be sent for approval as early as possible to ensure adequate turn-around time. Optimum lead time would be 10-20 days prior to the operation. Media communications reporting the results of grant activities such as enforcement operations are exempt from the recommended advance approval process, but still should be copied to the OTS PIO and Coordinator when

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the release is distributed to the press. Activities such as warrant or probation sweeps and court stings that could be compromised by advanced publicity are exempt from pre-publicity, but are encouraged to offer embargoed media coverage and to report the results.

4. To use the following standard language in all press, media, and printed materials: Funding for this program was provided by a grant from the California Office of Traffic Safety, through the National Highway Traffic Safety Administration.
5. To issue a press release prior to each motorcycle safety enforcement operation to raise awareness about motorcycle safety in general and to draw attention to the motorcycle safety enforcement operations. If you (grantee) choose not to use the OTS template, the press releases and media advisories, alerts, and materials should be emailed to the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov), and copied to your OTS Coordinator, for approval 14 days prior to the issuance date of the release.
6. To email the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov), and copy your OTS Coordinator, at least 30 days in advance a short description of any significant grant related traffic safety event or program so that OTS has enough notice to arrange for attendance and/or participation in the event.
7. To submit a draft or rough-cut of all printed or recorded material (brochures, posters, scripts, artwork, trailer graphics, etc.), which is meant for general public use, to the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov), and copied to your OTS Coordinator, for approval 14 days prior to the production or duplication.
8. To include the OTS logo, space permitting, on grant funded print materials; consult your OTS Coordinator for specifics relating to this grant.
9. To develop and maintain a “Hot Sheet” program to notify patrol and traffic officers to be on the lookout for identified repeat DUI offenders with a suspended or revoked license as a result of DUI convictions by December 31 of the first grant year. Updated Hot Sheets should be distributed to patrol and traffic officers every three to four weeks.
10. To conduct Standardized Field Sobriety Testing (SFST) training for 2 officers by January 31.
11. To send 2 law enforcement personnel to the NHTSA “Advanced Roadside Impaired Driving Enforcement” (ARIDE) 16 hour POST-Certified training by January 31.
12. To send 1 law enforcement personnel to the IACP-certified Drug Recognition Expert (DRE) training program by March 31.
13. To submit (not required but encouraged by OTS) a California Law Enforcement Challenge application to CHP according to instructions on the CHP website <http://www.chp.ca.gov/features/clec.html> and submit a copy of the application to CHP and the Office of Traffic Safety by the last Friday of March.
14. To conduct 32 DUI Saturation Patrols.
- i. To conduct 5 highly publicized Motorcycle Safety enforcement operation(s) in areas or during events with a high number of motorcycle incidents or collisions resulting from unsafe speed, DUI, following too closely, unsafe lane changes, improper turning and other primary collision factor violations by motorcyclists and other drivers.



**GRANTS MADE EASY –STEP  
(Overtime)**

**SCHEDULE A  
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**GRANT DESCRIPTION**

16. To conduct 2 Bicycle/Pedestrian Safety Operations.
17. To participate in the National Distracted Driving Awareness Month in April.
18. To participate in the statewide Click It or Ticket mobilization period in May.
19. To conduct 12 Traffic Enforcement operation(s), including but not limited to, primary collision factor violations.
20. To collaborate with the county's "Avoid DUI Coalition" by: participating in all planning and scheduling meetings and MADD/Avoid DUI Seminars; providing your county Avoid Coordinator (Host) with your agency's schedule of operations that occur during any Avoid operational campaign period; and reporting daily, during holiday Avoid efforts, to the county Avoid Coordinator your agency's DUI arrests & DUI fatality information for the Avoid media campaign.

***NOTE: Nothing in this "agreement" shall be interpreted as a requirement, formal or informal, that a particular police officer issue a specified or predetermined number of citations in pursuance of the goals and objectives hereunder.***

**METHOD OF PROCEDURE**

**Phase 1 – Program Preparation, Training and Implementation (1<sup>st</sup> Quarter of the Grant Year)**

- The police department will develop operational plans to implement the "best practice" strategies outlined in the objectives section.
- A draft news release will be submitted to OTS to announce the grant program.
- All training needed to implement the program should be conducted this quarter.
- All grant related purchases needed to implement the program should be made this quarter.
- In order to develop the "Hot Sheets", research will be conducted to identify the "worst of the worst" repeat DUI offenders with a suspended or revoked license as a result of DUI convictions. The Hot Sheets may include the driver's name, last known address, DOB, description, current license status, and the number of times suspended or revoked for DUI. Hot Sheets should be updated and distributed to traffic and patrol officers at least monthly.
- Implementation of the STEP program will be accomplished by deploying personnel at high collision locations.

**Phase 2 – Community Awareness (Throughout Grant Period)**

- The police department will work to create media opportunities throughout the grant period to call attention to the innovative program strategies and outcomes.

**GRANTS MADE EASY – STEP  
(Overtime)**

**SCHEDULE A  
Grant No. PT1357  
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**GRANT DESCRIPTION**

**Phase 3 – Data Collection & Reporting (Throughout Grant Period)**

- The police department will submit a Quarterly Performance Report (QPR) and a separate quarterly Schedule C within 30 days following each calendar quarter.
- The final QPR, Schedule C, Claim and Executive Summary are due to OTS 30 days following the end of the grant period.
- Reports shall be completed and submitted in accordance with OTS requirements specified in the Grant Program Manual.

**METHOD OF EVALUATION**

Using the data compiled during the grant, the Grant Director will prepare the Executive Summary to accompany the final QPR. The Executive Summary will: (1) briefly state the original problem; (2) specify the most significant goals and objectives; (3) highlight the most significant activities that contributed to the success of the program and the strategies used to accomplish the goals; and (4) describe the program's accomplishments as they relate to the goals and objectives.

**ADMINISTRATIVE SUPPORT**

This program has full support of the City of Lodi. Every effort will be made to continue the activities after the grant conclusion.

SCHEDULE B  
DETAILED BUDGET ESTIMATE  
GRANT NO. PT1357

As of 10/01/12

FUND NUMBER	CATALOG NUMBER (CFDA)	FUND DESCRIPTION
164AL	20.608	OFFENDERS FOR DRIVING WHILE INTOXICATED
402PT	20.600	STATE/COMMUNITY HIGHWAY SAFETY

COST CATEGORY	FISCAL YEAR ESTIMATES			TOTAL COST TO GRANT
	CFDA	FY-1 10/1/12 thru 9/30/12		
<b>A. PERSONNEL COSTS</b>				
Positions and Salaries				
Overtime				
DUI Saturations	20.608	\$ 18,944.00		\$ 18,944.00
Benefits @5.45%	20.608	\$ 1,032.00		\$ 1,032.00
Traffic Enforcement Operations	20.600	\$ 18,000.00		\$ 18,000.00
Motorcycle Operations	20.600	\$ 3,000.00		\$ 3,000.00
Bicycle/Pedestrian Enforcement Operations	20.600	\$ 5,488.00		\$ 5,488.00
Benefits @5.45%	20.600	\$ 1,444.00		\$ 1,444.00
				\$ 47,908.00
In-State	20.600	\$ 3,192.00		\$ 3,192.00
Out-of-State				\$
Category Sub-Total		\$ 3,192.00		\$ 3,192.00
<b>C. CONTRACTUAL SERVICES</b>				
Category Sub-Total		\$ -		\$ -
<b>D. EQUIPMENT</b>				
Changeable Message Sign Trailer	20.600	\$ 16,000.00		\$ 16,000.00
Category Sub-Total		\$ 16,000.00		\$ 16,000.00
<b>E. OTHER DIRECT COSTS</b>				
Lidar Devices	20.600	\$ 14,600.00		\$ 14,600.00
Motorcycle Radar Devices	20.600	\$ 8,300.00		\$ 8,300.00
				\$ -
Category Sub-Total		\$ 22,900.00		\$ 22,900.00
<b>F. INDIRECT COSTS</b>				
Category Sub-Total		\$ -		\$ -
<b>GRANT TOTAL</b>		\$ 90,000.00		\$ 90,000.00

**SCHEDULE B-1**  
**GRANT No. PT1357**

**BUDGET NARRATIVE**

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**PERSONNEL COSTS**

**Overtime**

Overtime for grant funded law enforcement operations may be conducted by personnel such as a Lieutenant, Sergeant, Corporal, Deputy, Officer, Community Services Officer, Dispatcher, etc., depending on the titles used by the agency and the grantees overtime policy. Personnel will be deployed as needed to accomplish the grant goals and objectives.

Costs are estimated based on an overtime hourly rate range of \$30.70/hour to \$80.21/hour.

Overtime reimbursement (OT hourly rate and benefit) will reflect actual costs of the personnel conducting the appropriate operation up to the maximum range specified.

Workers Compensation	4.009'
Medicare	1.459'
Total Benefit Rate	5.459'

**TRAVEL EXPENSE**

Costs are include for appropriate staff to attend conferences and training events supporting ne grant goals and objectives and/or traffic safety. Local mileage for grant activities and meetings is included. Anticipated travel may include the Governors Highway Safety Association annual meeting. *All conferences, seminars or training not specifically identified in the SCH B1 budget, must be approved by OTS. All travel claimed must be at the agency approved rate. Per Diem may not be claimed for meals provided at conferences when registration fees are paid with OTS grant funds.*

**CONTRACTUAL SERVICES**

None

**EQUIPMENT**

**1 Changeable Message Sign Trailer with Radar-** fully equipped changeable message sign trailer(s) with a radar device and digital display is portable and fully programmable and will determine and display the speed of vehicles or post traffic safety information and messages during OTS funded operations.

**OTHER DIRECT COSTS**

**4 Lidar Devices** – light detection and ranging device used to measure the speed of motor vehicles. This device will be used for speed enforcement.

**2 Motorcycle Mounted Radar Devices** – Mounted radar device with digital display that measures the speed of motor vehicles for speed enforcement.

**SCHEDULE B-1**  
**GRANT No. PT1357**

**BUDGET NARRATIVE**

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**INDIRECT COSTS**

None

**PROGRAM INCOME**

There will be no program income generated from this **grant**.

EXHIBIT A  
CERTIFICATIONS AND ASSURANCES

Failure to comply with applicable Federal statutes, regulations, and directives may subject Grantee Agency officials to civil or criminal penalties and/or place the State in a high risk grantee status in accordance with 49 CFR 518.12.

The officials named on the Grant Agreement, certify by way of signature on the Grant Agreement signature page, that the Grantee Agency complies with all applicable Federal statutes, regulations, and directives and State rules, guidelines, policies and laws in effect with respect to the periods for which it receives grant funding. Applicable provisions include, but are not limited to, the following:

- 23 USC. Chapter 4 - Highway Safety Act of 1966, as amended
- 49 CFR Part 18- Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments
- 23 CFR Chapter II - (551.200, 1205, 1206, 1250, 1251, & 1252) Regulations governing highway safety programs
- NHTSA Order 462-6C - Matching Rates for State and Community Highway Safety Programs
- Highway Safety Grant Funding Policy for Field-Administered Grants

#### Certifications and Assurances

The Grantee Agency will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State as identified by the State highway safety planning process, including:

- National law enforcement mobilizations,
- Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits,
- An annual statewide safety belt use survey in accordance with criteria established by the Secretary for the measurement of State safety belt use rates to ensure that the measurements are accurate and representative,
- Development of statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources.

The Grantee Agency shall actively encourage all relevant law enforcement personnel in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 USC 402 (b) (1) (E))

#### Other Federal Requirements

Cash disbursements and balances will be reported in a timely manner as required by NHTSA. (49 CFR 18.21)

The same standards of timing and amount, including the reporting of cash disbursement and balances, apply to grantees as they do the State. (49 CFR 18.41)

Failure to adhere to these provisions may result in the termination of State drawdown privileges.

Equipment acquired under this Grant Agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the Grantee Agency; or the State, by formal agreement with appropriate

EXHIBIT A  
CERTIFICATIONS AND ASSURANCES

officials of a political subdivision or State agency, shall cause such equipment to be used and kept in operation for highway safety purposes (23 CFR 1200.21);

The Grantee Agency will comply with all applicable State procurement procedures and will maintain a financial management system that complies with the minimum requirements of 49 CFR 18.20;

Federal Funding Accountability and Transparency Act

The State will comply with FFATA guidance, OMB Guidance on FFATA Subaward and Executive Compensation Reporting, August 27, 2010,

([https://www.fsrs.gov/documents/OMB\\_Guidance\\_on\\_FFATA\\_Subaward\\_and\\_Executive\\_Compensation\\_Reporting\\_08272010.pdf](https://www.fsrs.gov/documents/OMB_Guidance_on_FFATA_Subaward_and_Executive_Compensation_Reporting_08272010.pdf)) by reporting to FSRS.gov for each sub-grant awarded:

- Name of the entity receiving the award;
- Amount of the award;
- Information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, State, congressional district, and country; and an award title descriptive of the purpose of each funding action;
- A unique identifier (DUNS);
- The names and total compensation of the five most highly compensated officers of the entity if-- of the entity receiving the award and of the parent entity of the recipient, should the entity be owned by another entity;

(i) the entity in the preceding fiscal year received--

(I) 80 percent or more of its annual gross revenues in Federal awards; and (II) \$25,000,000 or more in annual gross revenues from Federal awards; and (ii) the public does not have access to information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986;

- Other relevant information specified by OMB guidance.

The Grantee Agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 5794) and the Americans with Disabilities Act of 1990 (42 USC § 12101, et seq. PL 101-336), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse and alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights

**EXHIBIT A**  
**CERTIFICATIONS AND ASSURANCES**

Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; The Civil Rights Restoration Act of 1987, which provides that any portion of a state or local entity receiving federal funds will obligate all programs or activities of that entity to comply with these civil rights laws; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

The Drug-free Workplace Act of **1988 (41 U.S.C. 702);**

The Grantee Agency will provide a drug-free workplace by:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or **use** of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b. Establishing a drug-free awareness program to inform employees about:
  1. The dangers of drug abuse in the workplace.
  2. The grantee's policy of maintaining a drug-free workplace.
  3. Any available drug counseling, rehabilitation, and employee assistance programs.
  4. The penalties that may be imposed upon employees for drug violations occurring in the workplace.
- c. Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- d. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
  1. Abide by the terms of the statement.
  2. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
- e. Notifying the agency within ten days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction.
- f. Taking one of the following actions, within 30 days of receiving notice under subparagraph (d) (2), with respect to any employee who is so convicted:
  1. Taking appropriate personnel action against such an employee, up to and including termination.
  2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency.
- g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f) above.



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**Buy America Act**

The Grantee Agency will comply with the provisions of the Buy America Act (49 U.S.C. 5323(j)) which contains the following requirements:

Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest; that such materials are not reasonably available and of a satisfactory quality; or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

**Political Activity (Hatch Act)**

The Grantee Agency will comply, as applicable, with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

**Certification Regarding Federal Lobbying**

**Certification for Contracts, Grants, Loans, and Cooperative Agreements**

The Grantee Agency official certifies, to the best of his or her knowledge and belief, that:

1. **No** Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The Grantee Agency official shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including sub-contracts, sub-grants, and contracts under grant, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

**EXHIBIT A**  
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Restriction on State lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

Certification Regarding Debarment And Suspension

Instructions for Primary Certification

1. By signing and submitting this Grant Agreement, the Grantee Agency official is providing the certification set out below.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The Grantee Agency official shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the Grantee Agency official to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the Grantee Agency official knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The Grantee Agency official shall provide immediate written notice to the department or agency to which this Grant Agreement is submitted if at any time the Grantee Agency official learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this Grant Agreement is being submitted for assistance in obtaining a copy of those regulations.
6. The Grantee Agency official agrees by submitting this Grant Agreement that, should the covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
7. The Grantee Agency official further agrees by submitting this Grant Agreement that it will include the clause

EXHIBIT A  
CERTIFICATIONS AND ASSURANCES

titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

**Certification Regarding Debarment, Suspension, and Other Responsibility Matters –  
Primary Covered Transactions:**

1. The Grantee Agency official certifies to the best of its knowledge and belief, that its principals:
  - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
  - b. Have not within a three-year period preceding this Grant Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;
  - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
  - d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
2. Where the Grantee Agency official is unable to certify to any of the Statements in this certification, such Grantee Agency official shall attach an explanation to this Grant Agreement.

**Instructions for Lower Tier Certification**

**EXHIBIT A**  
**CERTIFICATIONS AND ASSURANCES**

1. By signing and submitting this Grant Agreement, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this Grant Agreement is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this Grant Agreement is submitted for assistance in obtaining a copy of those regulations.
5. The prospective lower tier participant agrees by submitting this Grant Agreement that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-- Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency

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EXHIBIT A  
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with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion –  
Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this Grant Agreement, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this Grant Agreement.

Policy to Ban Text Messaging While Driving

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, Grantee Agencies are encouraged to:

1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted driving including policies to ban text messaging while driving-
  - a. Company-owned or –rented vehicles, or Government-owned, leased or rented vehicles; or
  - b. Privately-owned when on official Government business or when performing any work on or on behalf of the Government.
2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as-
  - a. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and
  - b. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

Environmental Impact

The Grantee Agency official has reviewed the Grant Agreement and hereby declares that no significant environmental impact will result from implementing this traffic safety program. If, under a future revision, this program will be modified in such a manner that a program would be instituted that could affect environmental quality to the extent that a review and statement would be necessary, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 USC 4321 et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

1. AA# \_\_\_\_\_  
2. JV# \_\_\_\_\_

**CITY OF LODI  
APPROPRIATION ADJUSTMENT REQUEST**

TO:	Internal Services Dept. -Budget Division		
3. FROM:	Chief Mark Helms	5. DATE:	
4. DEPARTMENT/DIVISION:	Police		

6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW					
	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A. SOURCE OF FINANCING	236	236017	5604	Office of Traffic Safety Special	\$ 90,000.00
				Enforcement Grant	
B. USE OF FINANCING	236	236017	7102	Overtime and staff expenses	\$ 47,908.00
	236	236017	7718	Supplies and Equipment	\$ 38,900.00
	236	236017	7358	Training	\$ 3,192.00

7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET

requested adjustment. If you need more space, use an additional sheet and attach to this form.

Designated funds will cover staff overtime to conduct DUI saturations, traffic enforcement operations, motorcycle operation and bicycle/pedestrian enforcement, and special enforcement operations. Grant funds are also allocated to cover the cost of grant mandated training for staff, new radar devices for the special enforcement, and will fund a changeable message sign trailer.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: \_\_\_\_\_ Res No: \_\_\_\_\_ Attach copy of resolution to this form.

Department Head Signature: \_\_\_\_\_

8. APPROVAL SIGNATURES

Deputy City Manager/Internal Services Manager

Date

Submit completed form to the Budget Division with any required documentation  
Final approval will be provided in electronic copy format

RESOLUTION NO. 2012-175

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE  
LODI POLICE DEPARTMENT TO PARTICIPATE IN A SELECTIVE  
TRAFFIC ENFORCEMENT PROGRAM GRANT FUNDED BY THE  
OFFICE OF TRAFFIC SAFETY AND APPROPRIATING FUNDS

=====

WHEREAS, the State of California Office of Traffic Safety statistics show the City of Lodi has a significant problem with alcohol- and speed-related fatal and injury collisions, including those involving pedestrians, bicyclists, hit-and-run drivers, and motorcyclists; and

WHEREAS, the Lodi Police Department is eligible to receive a \$90,000 grant from the Office of Traffic Safety to develop and implement a Comprehensive **traffic** safety enforcement program to reduce fatal and injury collisions where the primary collision factor is driving under the influence (DUI) or speed; and

WHEREAS, this comprehensive traffic safety enforcement program will also work to develop and implement a comprehensive traffic safety enforcement program to reduce fatal and injury collisions where the primary collision factor is DUI or speed. The project will also work to reduce motorcycle involved fatal and injury collisions as well as **bicycle/pedestrian** involved collisions; and

WHEREAS, the Lodi Police Department will deploy existing officers on weekend and holiday evenings for motorcycle and DUI saturation enforcement and will conduct 12 DUI checkpoints during the grant period, as well as conducting drivers' license checks at all DUI checkpoints to address hit-and-run collisions.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize City of Lodi participation in a Traffic Initiative Grant Agreement between the State of California Office of Traffic Safety and the Lodi Police Department, thereby accepting and appropriating awarded funding in the amount of \$90,000 to the City to enhance traffic enforcement and education and purchase related materials; and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute the grant agreement on behalf of the City of Lodi.

Dated: November 7, 2012

=====

I hereby certify that Resolution No. 2012-175 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 7, 2012, by the following vote:

AYES: COUNCIL MEMBERS - Hansen, Johnson, Katzakian, and Mayor Mounce

NOES: COUNCIL MEMBERS - None

ABSENT: COUNCIL MEMBERS - Nakanishi

ABSTAIN: COUNCIL MEMBERS - None

  
RANDI JOHL  
City Clerk

# COPY



The Regents of the University of California  
School of Public Health, Berkeley,  
with Primary Funding from the  
California Office of Traffic Safety

GRANT NUMBER  
SC13230

GRANT

2. Name of Applicant Agency  
LODI, CITY OF

4. Period of Grant  
Month - Day - Year

3. University of California Berkeley, Safe Transportation Research and Education Center  
DAVID RAGLAND, PRINCIPAL INVESTIGATOR, UC BERKELEY SAFE TRANSPORTATION  
RESEARCH AND EDUCATION CENTER

From: **10/01/12**  
To: **09/30/13**

6. Federal Funds Allocated Under This Grant Shall Not Exceed: **\$92,750.00**

7. Approval Signatures **(By signing this page, Agency agrees to the terms and conditions which follow and are attached)**

A. The Regents of the University of California Authorized  
Signature

Name: Jyl Baldwin Phone: 510-642-8110  
Title: Associate Director, SPO Fax: 510-642-8236  
Address: UC Berkeley Sponsored Projects Office  
2150 Shattuck Avenue, Suite 300  
Berkeley, CA 94704-5940  
Email: jlbaldwin@berkeley.edu

(Signature)

(Date)

B. Authorizing Official For Applicant Agency

Name: Konradt Bartlam Phone: (209)333-6700  
Title: City Manager Fax: (209)333-6807  
Address: 221 W. Pine Street  
Lodi, CA 95240  
Email: rbartlam@lodi.gov

(Signature)

10-3-12  
(Date)

C. Agency Office Authorized to Receive Payments

Agency: Lodi, City of Phone: 209-333-6800  
ex. 2620  
Office: Finance Department  
Address: 310 W. Elm Street  
Lodi, CA 95240  
Fax ID # 94-6000361  
Contact Person: Wendy Corder-Dowhower  
Email: wdowhower@lodi.gov

D. Individuals Authorized to Sign Clauses 11 and 12 to the Authorizing Official For Applicant Agency

Name: Title:

Ruby R. F. [Signature]

(Signature)

10-3-12  
(Date)

Name:

Title:

(Signature)

(Date)



Schedule A - Description  
Sobriety Checkpoint Grant Program for 2012-2013

**GOALS**

1. To reduce the number of victims killed in alcohol-involved crashes.
2. To reduce the number of victims injured in alcohol-involved crashes.
3. To reduce nighttime (2100 hours to 0259 hours) fatal crashes.
4. To reduce nighttime (2100 hours to 0259 hours) injury crashes.
5. To reduce hit and run fatal crashes.
6. To reduce hit and run injury crashes.

**AGENCY OBJECTIVES**

1. To conduct a total of 12 sobriety checkpoints by September 30, 2013 (should be a minimum of one checkpoint per mobilization).

NOTE: If a department elects to combine a Driver License (DL) checkpoint with a sobriety checkpoint, the department should: 1) inform the public (via the press release) that driver licenses will be checked and 2) conduct **DUI/DL** checkpoint operations with signs reading, "DUI/Driver License Checkpoint Ahead."

To better identify and apprehend drug-impaired drivers in addition to alcohol-impaired drivers, it is highly recommended that all personnel assigned to staff the greeting lane of the checkpoint be Drug Recognition Experts (**DRE's**) and/or Advanced Roadside Impaired Driving Enforcement (**ARIDE**) trained sworn officers. At the very minimum, all officers contacting drivers in the greeting lane should be National Highway Traffic Safety Administration (NHTSA) Standardized Field Sobriety Test (**SFST**) trained and certified.

To maximize effectiveness, checkpoint operations may be conducted at more than one location on any evening. Each checkpoint should be highly publicized and visible. The Office of Traffic Safety (**OTS**) does not fund or support independent **DL** checkpoints.

Only on an exception basis and with OTS pre-approval will OTS fund checkpoint operations that begin prior to **1800** hours. When practicable it is recommended that checkpoint operations run until 0300 hours.

2. If appropriate, a supervisor(s) should attend OTS-sponsored "DUI Checkpoints - Planning and Management" eight-hour, POST-certified training by December 31, 2012. Officers are encouraged to attend this training as well.
3. To collect and report checkpoint statistics on-line for checkpoints conducted during the Winter and Labor Day mobilization periods and submit the data by the deadlines established by the Safe Transportation Research and Education Center (**SafeTREC**).
4. To collect and report checkpoint statistics on-line for checkpoints conducted outside the mobilization periods and to submit the data by the end of the applicable quarter(s).

Schedule A - Description (continued)  
Sobriety Checkpoint Grant **Program for 2012-2013**

### MEDIA OBJECTIVES

1. After the statewide kick-off press event, issue a press release announcing the kick-off of this grant, using the OTS kick-off press release template provided by SafeTREC.
2. During the mobilization periods (December 14-January 1 and August 16-September 2), if an AVOID media campaign is active in the county, grantee should notify the AVOID Coordinator of checkpoint locations, dates and times at least fourteen (14) days in advance of all planned checkpoints. The AVOID Coordinator should issue press releases including checkpoints conducted during the mobilization periods to all major media outlets in the region.
3. For each checkpoint operation, grantee should distribute a separate press release using the OTS template provided by SafeTREC unless multiple checkpoints are to be conducted within a seven (7) day period, in which case one press release covering the seven (7) day period that covers all operations will suffice. When using the OTS press release template provided by SafeTREC, grantee should forward press releases, media advisories, alerts and other Press materials to SafeTREC concurrently with distribution to the media. If any other press release format or copy is used, grantee should submit the press release to the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov) for his review. Optimum lead-time would be 10 - 20 days prior to the operation. The approved press release should also be sent to the SafeTREC. For post-operational media communications that report the results of checkpoints, grantee does not need to have the release approved by OTS.
4. Grantee should use OTS's Tagline "Report Drunk Drivers, Call 911" on all news releases and checkpoint publication materials.
5. To use the following standard language in all press, media, and printed materials: Funding for this program was provided by a grant from the California Office of Traffic Safety, through the National Highway Traffic Safety Administration.

Grantee should issue the media a post-news release reporting the results of the checkpoint (do not submit to OTS) and other drug arrests (possession, for sale) as a result of the checkpoint operation (252(i)) and other drug arrests (possession, for sale) as a result of the checkpoint operation should be incorporated into the station's media release.

### PHASE I OF PROCEDURE

Phase I: Program Preparation (October 1, 2012 - December 13, 2012)

1. Review the contract to ensure compliance with contract provisions.
2. Notify the State of any changes in contact information. The contract, purchase order number and Fact Blasts are e-mailed to the contact person in the agency application.
3. Complete OTS's "DUI - Planning and Management" eight-hour, certified training by December 31, 2012.
4. Plan for staff, supervisors, officers, clerical staff or community service as needed to staff each checkpoint on an overtime basis.
5. Submit a report to the SafeTREC to seek approval of any changes to the work plan deliverables.
6. Order grant approved checkpoint supplies, if applicable.

**Schedule A - Description (continued)**  
**Sobriety Checkpoint Grant Program for 2012-2013**

**Phase II: Mobilization (December 14, 2012 – January 1, 2013 and August 16, 2013 – September 2, 2013)**

7. After the statewide kick-off press event in December, grantee should issue a press release announcing the kick-off of this grant using the OTS kick-off press release template provided by SafeTREC.

8. If an AVOID media campaign is active in the county, grantee should notify the AVOID Coordinator of checkpoint locations, dates and times at least fourteen (14) days in advance of all planned checkpoints. The AVOID Coordinator should issue press releases including checkpoints conducted during the mobilization periods to all major media outlets in the region.

9. For each checkpoint operation, grantee should distribute a separate press release using the OTS template provided by SafeTREC, unless multiple checkpoints are to be conducted within a seven (7) day period, in which case one press release covering the seven (7) day period that covers all operations will suffice. When using the OTS press release template provided by SafeTREC, grantee should forward press releases, media advisories, alerts, and other press materials to SafeTREC concurrently with distribution to the media. If any other press release format or copy is used, grantee should submit the press release to the OTS Public Information Officer at [pio@ots.ca.gov](mailto:pio@ots.ca.gov) for his review. Optimum lead-time would be 10 – 20 days prior to the operation. The approved press release should also be sent to the SafeTREC. For post-operational media communications that report the results of checkpoints, grantee does not need to have the release approved by OTS.

10. Use OTS's tagline, "Report Drunk Drivers. Call 911" on all news releases and checkpoint publication materials.

11. Conduct roll call training. Roll call training costs are not reimbursable.

12. To better identify and apprehend drug-impaired drivers in addition to alcohol-impaired drivers, it is highly recommended that all personnel assigned to staff the greeting lane of the checkpoint be Drug Recognition Experts (DRE's) and/or Advanced Roadside Impaired Driving Enforcement (ARIDE) trained, sworn officers. At the very minimum, all officers contacting drivers in the greeting lane should be NHTSA Standardized Field Sobriety Test (SFST) trained and certified.

13. Begin the checkpoint no earlier than 1800 hours and if possible and practicable, operate the checkpoint until 0300 hours.

14. Conduct the last checkpoint no later than September 30, 2013.

**Phase III: Post Operational Data Reporting (at the end of each mobilization period and each applicable calendar quarter)**

15. Submit post-operational data on-line for checkpoints conducted during the Winter Holiday and Labor Day mobilizations. Submit data by the SafeTREC deadlines.

16. Submit post-operational data on-line for checkpoints conducted outside the mobilization periods. Submit the data by the end of the applicable quarter. If multiple checkpoints are conducted during the quarter, summarize (total) the checkpoint statistics.

17. Issue to the media a post-operational news release reporting the results of the quarter. Any drug-impaired driving arrests (23152(a)) and other drug arrests (possession, transportation, for sale) that are the result of the checkpoint operation should be incorporated into the post-operational media release.

**Phase IV: Claim Submission (at the end of the applicable calendar quarter)**

18. Report actual overtime and checkpoint supply costs incurred for the funded checkpoints.

19. Download the claim form from the SafeTREC web site at: <http://www.berkeley.ca.gov/checkpointgrants>, 136136.html

20. Complete the claim form for the applicable quarter in accordance with Schedule B – Detailed Budget Estimate and Schedule B-1 – Budget Narrative.

21. Mail the claim forms for the quarter, with the required supporting documentation (specified in Schedule B-1) to the SafeTREC following the end of the applicable calendar quarter.

**Schedule B - Detailed Budget Estimate**  
**Sobriety Checkpoint Grant Program for 2012-2013**

The Lodi, **City of** will conduct a total of **12** sobriety checkpoints in Lodi as described in Table B below.

Table B

	Number of Checkpoints	Cost Per Checkpoint	Total Cost
Winter Holiday Mobilization, December 14, 2012 – January 01, 2013 (should be a minimum of one checkpoint)	1	\$7,100.00	\$7,100.00
Labor Day Holiday Mobilization, August 16, 2013 – September 02, 2013 (should be a minimum of one checkpoint)	1	\$7,100.00	\$7,100.00
Number of checkpoints outside the mobilization periods	10	\$7,100.00	\$71,000.00
<b>Total Number of Checkpoints</b>	<b>12</b>	<b>Maximum Reimbursable Amount for Checkpoints</b>	<b>\$85,200.00</b>

The cost per checkpoint includes overtime benefits. Only actual benefits accrued from overtime hours will be covered (e.g., gratuity, holiday pay, uniform allowance, etc.). Benefits include: Social Security (OASDI), Workers Compensation, Medicare, Medicaid, and unemployment insurance.

<b>Maximum Reimbursable Amount for Checkpoint Supplies</b>	<b>\$7,550.00</b>
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Only OTS-approved supplies will be reimbursed. The prices of supplies will be reimbursed in accordance with policies established by the OTS.

<b>Grant Total Amount</b> (Maximum Reimbursable Amount for Checkpoints + Maximum Reimbursable Amount for Checkpoint Supplies)	<b>\$92,750.00</b>
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Schedule B-1 - Budget Narrative  
Sobriety Checkpoint Grant Program for 2012-2013

Lodi, City of will be reimbursed for overtime personnel costs and checkpoint supplies to conduct the checkpoints.

Overtime reimbursement will reflect actual costs (overtime hourly rate and overtime benefit rates) of the personnel conducting the appropriate operation(s) up to the amount of the approved cost per check point and the grant total stated in Schedule B- Detailed Budget Estimate. Only actual benefits accrued from overtime hours will be covered (e.g., retirement, medical/dental/vision insurance, uniform allowances will not be covered). Allowable benefits include: Social Security (OASDI), Workers Compensation, Medicare, State-run disability, and unemployment insurance.

Budgeted grant activities will be conducted by personnel on an overtime basis. The grant covers only the costs of police department personnel. Grants do not cover contractual services (with the exception of contract cities). Grant-funded operations may be conducted by personnel such as an officer, sergeant, corporal, deputy, community service officer, dispatcher, clerical/administrative, etc. depending on the titles used by the agency. Personnel will be deployed as needed to accomplish the grant goals and objectives. Administrative/clerical personnel are allowable only if they worked on the checkpoint operation, e.g., to process the larger than normal volume of citations, towing records, and arrest/incident reports. These reports must be a result of the operation and required to be processed quickly for distribution to the courts and the District Attorney's Office, or to meet statutory time limits. Clerical overtime incurred before the checkpoint or more than one business day after the last day of the checkpoint is not allowable. Costs for preparing claims are not reimbursable.

OTS-approved checkpoint supplies (cones, signage, vests, PAS devices/supplies and lighting equipment) are reimbursable provided that the total cost of supplies, including tax and shipping, does not exceed the awarded amount specified in Schedule B. The prices of supplies will be reimbursed at unit costs not to exceed OTS-established unit costs. Other direct costs are not reimbursable, except for OTS-approved checkpoint supplies.

Indirect costs are not reimbursable.

Reimbursements are contingent upon the following (exceptions must be approved by the SafeTREC):

- i. The applicable post-operational data have been submitted using the SafeTREC's on-line reporting system.
- ii. The claim form is correctly filled out, using the SafeTREC Excel-based form.
- iii. The claim amounts do not exceed the limits set forth in Schedule B - *Detailed Budget Estimate*.
- iv. The information in the overtime slips and the ledger report are consistent and fully support the claim.
- v. A ledger report(s) supporting the claim amount is attached to the claim. Only source documents are accepted to support the claim amount. Explanatory documentation such as spreadsheets may be submitted to provide additional information but cannot be accepted in lieu of a ledger report(s).
- vi. Contract cities *only*: A contract city must also provide the sheriff's department's invoice to the contract city for the checkpoint overtime costs described in the contract city's claim. The invoice (or an attachment to the invoice) must contain the contract rates that are the basis for the sheriff's department's invoiced amount. The contract city must provide a ledger report showing payment of the invoice amount. If a sheriff's department or police department is administering the grant for a contract city, then that administering agency must provide the ledger report only.
- vii. An invoice(s) for the amount of checkpoint supplies is attached to the claim. The invoice must contain a sufficient description of the purchased item(s), quantity, and unit cost.
- viii. The claim is signed by the Authorizing Official (Box B of the grant cover page) or Individuals Authorized to Sign Claims (Box D) as designated in the grant cover page.
- x. Changes in the Authorizing Official For the Applicant Agency or the designation of any other additional individual(s) to sign claims are documented in accordance with SafeTREC documentation requirements.
- c. The final claim is submitted no later than October 31, 2013.

Schedule C - Terms and Conditions  
Sobriety Checkpoint Grant Program for 2012-2013

**A. INDEMNIFICATION**

Applicant Agency agrees to indemnify, defend, and save harmless the State of California, its officers, agents, and employees, the Regents of the University of California, its officers, agents, and employees from any and all claims and losses accruing or resulting to any and all contractors, subcontractors, suppliers, laborers, and any other person, firm, or corporation furnishing or supplying work services, materials, or supplies in connection with the performance of this contract, and from any and all claims and losses accruing or resulting to any person, firm, or corporation who may be injured or damaged by Applicant Agency in the performance of this contract.

**B. GOVERNING LAW**

This Contract shall be governed by and construed in accordance with the laws of the State of California.

**C. NON-ASSIGNABILITY**

The obligations of the applicant agency under this Contract are not assignable to any third party.

**D. USE OF UNIVERSITY NAME/TRADEMARKS**

Applicant Agency shall not use the name of the University of California, or any abbreviation thereof, or any name of which "University of California" is a part, or any trademarks of the University, in any commercial context, such as may appear on products, in media (including web sites) and print advertisements in cases when such use may imply an endorsement or sponsorship of the Applicant Agency, its products, or services. All uses of the University's name and trademarks, therefore, must first receive prior written consent of The Regents of the University of California through the Office of Marketing & Business Outreach. This policy is in compliance with the State of California Education Code Section 92000.

**E. TERMINATION**

Each party has the right to suspend, terminate or abandon the execution of any work by the Applicant Agency without cause at any time upon giving prior written notice. In the event that this contract is suspended, terminated, or abandoned, the Regents of the University of California shall pay the Applicant Agency for services provided hereunder prior to the effective date of said suspension, termination, or abandonment. Said payment shall be computed in accordance with Schedules B and B-1, provided that the maximum amount payable to the Applicant Agency for its services shall not exceed the Grant Total Amount on Schedule B for services provided hereunder prior to the effective date of suspension, termination, or abandonment.

**F. STATE OF CALIFORNIA TERMS, CONDITIONS, AND CERTIFICATIONS**

Applicant Agency agrees to abide by the General Terms, Conditions, and Certifications contained in OTS Grant Program Manual, Chapter 8, Exhibit D, Federal Certifications and Assurances.

1. AA# \_\_\_\_\_  
2. JV# \_\_\_\_\_

**CITY OF LODI  
APPROPRIATION ADJUSTMENT REQUEST**

TO:	Internal Services Dept. - Budget Division		
3. FROM	Chief Mark Helms	5. DATE:	
4 DEPARTMENT/DIVISION: Police			

**6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW**

	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A. SOURCE OF FINANCING	236	236018	5604	Sobriety Check Grant-Berkeley	\$ 92,750.00
B. USE OF FINANCING	236	236018	7102	Staffing for checkpoints	\$ 85,200.00
	236	236018	7718	Supplies and Equipment	\$ 7,550.00

**7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET**

Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.

Conduct 12 sobriety checkpoints from December 2012 through September 2013 as outlined in the **grant**.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: \_\_\_\_\_ Res No: \_\_\_\_\_ Attach copy of resolution to this form.

Department Head Signature: \_\_\_\_\_

**8. APPROVAL SIGNATURES**

Deputy City Manager/Internal Services Manager

Date

Submit completed form to the Budget Division with any required documentation  
Final approval will be provided in electronic copy format.

RESOLUTION NO. 2012-176

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE  
LODI POLICE DEPARTMENT TO PARTICIPATE IN A SELECTIVE  
TRAFFIC ENFORCEMENT PROGRAM GRANT FUNDED BY THE  
OFFICE OF TRAFFIC SAFETY AND APPROPRIATING FUNDS

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WHEREAS, the State of California Office of Traffic Safety statistics show the City of Lodi has a significant problem with alcohol- and speed-related fatal and injury collisions, including those involving hit-and-run drivers and motorcyclists; and

WHEREAS, the Lodi Police Department is eligible to receive a \$92,750 from the Office of Traffic Safety to develop and implement a "Sobriety Checkpoint Grant Program" to reduce fatal and injury collisions where the primary collision factor is driving under the influence (DUI); and

WHEREAS, this "Sobriety Checkpoint Grant Program" will also work to develop and implement a comprehensive traffic safety enforcement program to reduce fatal and injury collisions where the primary collision factor is DUI. The project will also work to reduce motorcycle involved fatal and injury collisions as well; and

WHEREAS, the Lodi Police Department will deploy existing officers on weekend and holiday evenings to conduct 12 DUI checkpoints, as well as drivers' license checks, during the grant period.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize City of Lodi participation in a Traffic Initiative Grant Agreement between the State of California Office of Traffic Safety and the Lodi Police Department, thereby accepting and appropriating awarded funding in the amount of \$92,750 to the City to enhance traffic enforcement and education and purchase related materials; and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute the grant agreement on behalf of the City of Lodi.

Dated: November 7, 2012

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I hereby certify that Resolution No. 2012-176 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 7, 2012, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Johnson, Katzakian, and Mayor Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Nakanishi

ABSTAIN: COUNCIL MEMBERS – None

  
RANDI JOHL  
City Clerk